

DECLARATION - USA PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled METHOD AND APPARATUS FOR CLOSING INTRACARDIAC SEPTAL DEFECTS; Application No. 09/444,904 filed on November 22, 1999;

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above;

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56;

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below, and insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code § 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56, which became available between the filing date of the prior application and the national or PCT international filing date of this application:

Prior U.S.A. Application(s)

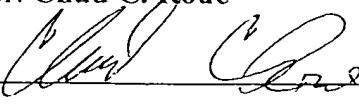
Application No.: 09/399,521

Filing Date: 09/20/99

Status: Pending

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful, false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first inventor: **Chad C. Rue**

Inventor's signature 

Date 1/24/00

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Full name of second inventor: **Andrew G.C. Frazier**

Inventor's signature 

Date 1/24/2000

Residence: 355 N. Wolfe Road, Apt. #218, Sunnyvale, CA 94086

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Full name of third inventor: **Michael D. Lesh**

Inventor's signature 

Date 1/24/00

Residence: 301 Monte Vista Avenue, Mill Valley, CA 94941

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Full name of fourth inventor: **Erik J. van der Burg**

Inventor's signature 

Date 1/24/2000

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